THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.1312 of 2006

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Dated:27.01.2006

Between:

Linganna, S/o.Bojja Nagappa,
R/o.Jalalapuram village, Bathalapalli Mandal Anantapur district, and

Others.

..... PETITIONERS

AND

The Government of AP. rep.by its Secretary Revenue Department,

Secretariat, Hyderabad, and others.

.....RESPONDENTS

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.1312 of 2006

ORDER:

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The petitioners claim to be legal heirs of one Bojja Nagappa. They allege that Bojja Nagappa was the owner of the agricultural lands in Survey No.99-1 admeasuring about Acs.12.55 cents in Jalalapuram Village, Gariselapalli Post, Bathalapalli Mandal, Ananthapur District. It appears, the third respondent issued pattadar passbooks and title deeds in favour of respondent Nos.4 to 6 herein. Aggrieved by the same, the petitioners preferred an appeal, presumably, under Section 5(5) of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971. The said appeal was filed in October 2004, but no orders are passed thereon. Therefore, the petitioners filed the instant writ petition challenging the record of rights and title deeds issued by the third respondent in favour of respondent Nos.4 to 6.

Now that the petitioners already availed the effective alternative remedy provided by the statute, a writ petition would not lie. Therefore, the learned Counsel for the petitioners made only request to direct the Revenue Divisional Officer to dispose of the appeal expeditiously. The request of the learned Counsel for the petitioners is

not seriously opposed by the learned Assistant Government Pleader.

In view of the above, the Writ Petition is disposed of directing the second respondent herein, namely the Revenue Divisional Officer, Dharmavaram, Ananthapur District, to dispose of the appeal filed by the petitioners on 07.10.2004, expeditiously, preferably, within a period of three weeks from the date of receipt of a copy of this order. No costs.

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(V.V.S.RAO, J)

27.01.2006

Note: Issue C.C in one week.

B/o.

vs